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IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

2007 SEP 25 A 9:42

DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

NATHANIEL SHAW)
PLAINTIFF,) CIVIL ACTION NO. 2:07-CV-606-ID
v.)
D. T. MARSHALL et al.,)
DEFENDANTS.)

MOTION REQUESTING LEAVE TO FILE
MOTION FOR CONTEMPT FOR PERJURY

COMES NOW PLAINTIFF NATHANIEL SHAW, "PRO SE"
AND MOVE THIS HONORABLE COURT PURSUANT TO
CODE OF ALABAMA 1975 SECTION 13A-10-101, 13A-10-102
AND FEDERAL CRIMINAL STATUTE UNDER 18 USC
241 AND 242. THE DEFENDANTS ARE ACTING UNDER
THE COLOR OF STATE LAW. THE AFFIDAVITS SUBMITTED
BY DOCTOR JOHNNY E. BATES, AND DIRECTOR GINA
SAVAGE, IS MATERIAL EVIDENCE FOR AN OFFICIAL
PROCEEDING IN FEDERAL COURT. THE SIGNED
AFFIDAVITS ARE INTENTIONALLY FALSE, AND DONE
SO KNOWINGLY TO INFLUENCE THE JUDGE OF
THIS COURT.

THE PLAINTIFF STATES THE FOLLOWING FACTS
IN SUPPORT OF THE PERJURED AFFIDAVITS BOTH,

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SUBMITTED BY DOCTOR JOHNNY E. BATES AND DIRECTOR GINA SAVAGE ARE AS FOLLOWED:

I. DOCTOR JOHNNY E. BATES, AFFIDAVIT FILED IN THIS HONORABLE COURT ON 2007 AUG -7 A 9:55 STATES ON PAGE 3 OF 5 THE INMATE WAS NOT REFERRED OUT THE FACILITY FOR THE FOLLOWING REASON:

1. THE INJURY, ACCORDING TO THE INMATE, OCCURRED PRIOR TO THE DATE OF HIS BOOKING, WHICH WAS MAY 9, 2007. AT THE TIME OF HIS BOOKING THERE WAS NO COMPLAINT OF VISUAL PROBLEMS AND NO EVIDENCE OF TRAUMA.

DOCUMENT 13-2 FILED 08-07-2007 PAGE 6 OF 13 ADMISSION QUESTIONS-MEDICAL OFFICER/INMATE QUESTIONIARE CHECKED IS EYE PROBLEM YES THEREFORE, THIS DOCUMENT REFUTE REASON ONE MAKING DOCTOR BATES TO HAVE LIED AND COMMITTED PERJURY ONCE IN A SWORN AFFIDAVIT.

DOCUMENT 13 FILED 08-07-2007 PAGE 2 OF 5 STATES: A NURSING PHYSICAL ASSESSMENT AND EVALUATION WAS PERFORMED ON MAY 12, 2007 BY JANE LAWRENCE R.N. AND SUBSEQUENTLY REVIEWED BY ME. THE INMATE DENIED ANY PROBLEM AT THAT TIME. DOCUMENT 13-2 FILED 08-07-2007 PAGE 4 OF 13 HISTORY, SUBJECT 11 CHECKED IN THE POSITIVE IS EYE DISEASE THUS THIS REFUTE

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ANOTHER UNTRUTHFUL STATEMENT IN DOCTOR JOHNNY E. BATES, STATEMENTS ON A FEDERAL SWORN AFFIDAVITS THAT CAN BE PROVEN BEYOND A DOUBT TO BE PERJURY AND SHOWS NO REGARD FOR TRUTH AND JUSTICE, TWO OF THE PILLARS OF THIS HONORABLE COURTS FOUNDATION WAS BUILT UPON.

II DIRECTOR GINA SAVAGE DOCUMENT 22 FILED 08-28-2007
PAGE 2 OF 15 OF SPECIAL REPORT

FACTS

(I) PLAINTIFF IS A PRE-SENTENCED INMATE WHO WAS INCARCERATED AT THE MONTGOMERY COUNTY DETENTION FACILITY ("MCDF") ON MAY 8, 2007 CHARGED WITH THREE COUNTS OF POSSESSION OF FORGE INSTRUMENT, THEFT OF PROPERTY 1ST, TRAFFICKING STOLEN IDENTITIES AND POSSESSION OF CONTROLLED SUBSTANCE.
(AFFIDAVIT OF GINA SAVAGE, #13). THE PLAINTIFF REFUTE THIS STATEMENT BY USE OF DOCUMENT 13-2 FILED 08-07-2007 PAGE 6 OF 13 OFFICER/INMATE INTAKE QUESTIONNAIRE INTAKE DATE 5-9-2007. THEREFORE, DIRECTOR GINA SAVAGE HAS LIED CONCERNING THE INTAKE DATE. THE FIRST LIE OF PERJURY.

(II) THE MCDF ALSO EMPLOYS A RECREATION TECHNICIAN WHO GIVE INMATES AN OPPORTUNITY TO PARTICIPATE IN RECREATION. (AFFIDAVIT OF GINA SAVAGE #16)

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RECREATION WAS AVAILABLE TO PLAINTIFF ON MAY 3RD 2007, HOWEVER, PLAINTIFF DID NOT PARTICIPATE. THE PLAINTIFF ATTEST THAT HE WASN'T INCARCERATED ON MAY 3, 2007 THEREFORE RECREATION COULDN'T HAVE BEEN OFFER TO PLAINTIFF AS STATED BY DIRECTOR GINA SAVAGE ON MAY 3, 2007 PERJURY HAS BEEN COMMITTED BY THESE TWO DEFENDANTS THAT CAN BE PROVEN BEYOND A DOUBT HOWEVER, THERE ARE OTHER LIBELOUS STATEMENTS THAT THE REQUEST OF DOCUMENTS SHALL PROVIDE.

ACCORDING RULE "3" OF THE FEDERAL CRIMINAL CODE AND RULES - THE JUDGE MUST ISSUE AN ARREST WARRANT TO AN OFFICER AUTHORIZED TO EXECUTE IT AT THE REQUEST OF AN ATTORNEY FOR THE GOVERNMENT.

RELIEF REQUESTED

- (1) THE COURT TO ISSUE A ORDER TO THE DEFENDANTS IN QUESTION TO SHOW CAUSE WHY SANCTIONS AND OR CHARGES SHOULD NOT BE FILED AGAINST THESE DEFENDANTS.
- (2) THE COURT TO TAKE FULL SUBJECT MATTER JURISDICTION AND GRANT ALL RELIEF TO WHICH PLAINTIFF IS ENTITLED

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(4) THE COURT TO SET THIS MATTER FOR
A FULL CONFERENCE HEARING.

RESPECTFULLY
Nathaniel Shaw

IT IS SO PRAYED

UNDER THE PENALTY OF PERJURY THAT
THE INFORMATION IS ALL TRUE AND CORRECT
TO THE BEST OF MY KNOWLEDGE.

DONE THIS 23rd DAY OF SEPTEMBER
2007 By my SIGNATURE BELOW

s/ Nathaniel Shaw

NATHANIEL SHAW

89354 M.C.D.F

P.O. BOX 4599

MONTGOMERY, AL.

36103

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CERTIFICATE OF SERVICE

CIVIL ACTION NO. 2:07-CV-606-ID

I, NATHANIEL SHAW, DO HEREBY CERTIFY
THAT A TRUE AND CORRECT COPY OF THE
FOREGOING HAS BEEN FURNISHED BY VIA U.S.
MAIL ON THIS 23rd DAY OF SEPTEMBER 2007 TO,

(1) CLERK OF UNITED STATES DISTRICT COURT
P.O. BOX 711 MONTGOMERY, ALABAMA

36101-0711

(2) WAYNE P. TURNER, P.O. BOX 152
MONTGOMERY, ALABAMA 36101-0152
COUNSEL FOR DR. JOHNNY E. BATES

(3) CONSTANCE C. WALKER, P.O. BOX 4660
MONTGOMERY, ALABAMA 36103-4660
COUNSEL FOR D.T. MARSHALL; GINA SAVAGE,
C. SMITH; SONDRA WRIGHT

S. Nathaniel Shaw

NATHANIEL SHAW

#89354 M.C.D.F

P.O. BOX 4599

MONTGOMERY, AL
36103